

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF VIRGINIA**
Richmond Division

MARTY HINTON,

individually and on behalf of all other
similarly situated individuals,

Plaintiff,

v.

ATLANTIC UNION BANK,

Defendant.

Civil Action No. 3:20-cv-00651-JAG

**PLAINTIFF’S UNOPPOSED MOTION FOR
PRELIMINARY APPROVAL OF CLASS ACTION SETTLEMENT**

Plaintiff Marty Hinton, under Rule 23(e)(2) of the Federal Rules of Civil Procedure, respectfully requests that this Court enter an order that will: (1) grant Preliminary Approval to the Settlement; (2) certify for settlement purposes the proposed Settlement Class, pursuant to Federal Rules of Civil Procedure 23(a) and 23(b)(3); (3) appoint Plaintiff Hinton as Class Representative; (4) approve the Notice plan set forth in the Agreement and approve the form and content of the Notices; (5) approve and order the opt-out and objection procedures set forth in the Agreement; (6) stay all deadlines in the Action against Atlantic Union pending Final Approval of the Settlement; (7) appoint as Class Counsel the law firms and attorneys identified herein; and (8) schedule a Final Approval Hearing. Defendant does not oppose this motion. In support of this Motion, Plaintiff attaches:

- **Att 1:** Memorandum in Support of Plaintiff’s Unopposed Motion for Preliminary Approval of Class Action Settlement;
- **Att 2:** Declaration of Jeffrey D. Kalien in Support of Motion for Preliminary

Approval of Class Action Settlement;

- **Att 3:** Settlement Agreement and Release;
- **Att 4:** Proposed Order Granting Plaintiff's Unopposed Motion for Preliminary Approval of Class Action Settlement

Date: August 23, 2021

/s/ Devon J. Munro

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**Admitted Pro Hac Vice*

Counsel for Plaintiffs and the Proposed Classes

CERTIFICATE OF SERVICE

I certify that on August 23, 2021, a copy of the foregoing document, with attachments and exhibits set forth therein, were filed electronically. Notice of this filing will be sent to counsel of record by operation of the Court's electronic filing system.

/s/ Devon J. Munro